

1 Michael G. Helms (admitted *pro hac vice*)  
2 **THE HELMS LAW FIRM, P.L.C.**  
3 2600 North Central Avenue, Suite 940  
4 Phoenix, Arizona 85004  
5 Telephone: (602) 358-2060  
6 Fax: (602) 358-2055  
7 [mghelms@mghlawfirm.com](mailto:mghelms@mghlawfirm.com)  
8 Attorneys for Best Western International, Inc.

9  
10  
11 **IN THE UNITED STATES BANKRUPTCY COURT**  
12 **DISTRICT OF NEVADA**

13 In re:  
14 ELKO GOLD MINE,  
15  
16 Debtor.

Case No. BK-11-50084-BTB

Chapter 11

Hearing Date: August 31, 2011  
Hearing Time: 10:00 a.m.

17  
18 **NOTICE OF HEARING ON MOTION OF BEST WESTERN INTERNATIONAL,**  
19 **INC., FOR ORDER DIRECTING PAYMENT OF CURE AMOUNT**

20 **NOTICE IS HERBY GIVEN** that a MOTION FOR ORDER DIRECTING  
21 PAYMENT OF CURE AMOUNT was filed on July 29, 2011, by Best Western  
22 International, Inc. The Motion seeks the following relief: entry of an order directing the  
23 Debtor and Debtors counsel to pay to Best Western sufficient moneys to cure all  
24 delinquent amounts pursuant to the Best Western Membership Agreement that was  
25 assumed by the Debtor April 22, 2011. Any opposition must be filed pursuant to Local  
26 Rule 9014(d)(1).

**NOTICE IS FURTHER GIVEN** that if you do not want the court to grant the  
relief sought in the Motion, or if you want the court to consider your views on the  
Motion, then you must file an opposition with the court, and serve a copy on the person

1 making the Motion *no later than 14 days* preceding the hearing date for the Motion,  
2 unless an exception applies (see Local Rule 9014(d)(3)). The opposition must state your  
3 position, set forth all relevant facts and legal authority, and be supported by affidavits or  
4 declarations that conform to Local Rule 9014(c).

5  
6 If you object to the relief requested, *you must* file a **WRITTEN** response to  
7 this pleading with the court. You *must* also serve your written response on  
8 the person who sent you this notice.

9 If you do not file a written response with the court, or if you do not serve your  
10 written response on the person who sent you this notice, then:

- 11  
12
  - The court *may refuse to allow you to speak* at the scheduled hearing;  
and
  - The court *may rule against you* without formally calling the matter at  
13 the hearing.

14  
15 **NOTICE IS FURTHER GIVEN** that the hearing on the said Motion will be held  
16 before United States Bankruptcy Judge Beesley, in the Clifton Young Federal Building,  
17 300 Booth Street, Fifth Floor, Courtroom #2, Reno, Nevada 89509 on August 31, 2011,  
18 at the hour of 10:00 o'clock a.m..

19  
20 Dated this 29th day of July, 2011.

21 THE HELMS LAW FIRM, P.L.C.

22 By: /s/ Michael G. Helms

23 Michael G. Helms

24 2600 North Central Avenue

Suite 940

25 Phoenix, Arizona 85004

26 Telephone: (602) 358-2060

Attorney for Best Western International, Inc.

**CERTIFICATE OF SERVICE**

I certify that on July 29, 2011, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

Alan R. Smith, Esq.  
505 Ridge Street  
Reno, Nevada 89501  
[mail@asmithlaw.com](mailto:mail@asmithlaw.com)

U.S. Trustee ó RN ó 11  
300 Booth Street  
Suite 2129  
Reno, NV 89509  
[USTPRegoin17.RE.ECF@usdoj.gov](mailto:USTPRegoin17.RE.ECF@usdoj.gov)

Jennifer A. Smith  
[cobrien@lionelsawyer.com](mailto:cobrien@lionelsawyer.com)  
Attorney for CM Jarvis Furniture  
Leasing, Inc.

Paul S. Arrow  
BUCHALTER NEMER, PC  
1000 Wilshire Blvd, Ste. 1500  
Los Angeles, CA 90017  
[parrow@buchalter.com](mailto:parrow@buchalter.com)  
Attorney for Excel National Bank

Zachary T. Ball  
[Zachary.ball@fnf.com](mailto:Zachary.ball@fnf.com)  
Attorney for Fidelity National Title  
Company

John White  
[bankruptcy@whitelawchartered.com](mailto:bankruptcy@whitelawchartered.com);  
[john@whitelawchartered.com](mailto:john@whitelawchartered.com)  
Attorney for Official Committee of  
Unsecured Creditors

/s/ Michael G. Helms